

Case 2:08-cv-06019-PA-E Document 66-2 Filed 12/21/2009 Page 1 of 2

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PACESETTER FABRICS, LLC

7 UNITED STATES DISTRICT COURT  
8 CENTRAL DISTRICT OF CALIFORNIA

JS-L

10 L.A. PRINTEX INDUSTRIES, INC., a  
11 California Corporation,  
12 Plaintiff.

13 vs.

14 MACY'S RETAIL HOLDINGS, INC.,  
15 a Delaware Corporation; L. SCOTT  
16 APPAREL, INC., a California  
corporation; PACESETTER FABRICS,  
LLC, and DOES 1-10,

17 Defendants.

18 Case No. CV 08-6019 PA (Ex)

**[PROPOSED] ORDER TO DISMISS  
WITH PREJUDICE**

Second Amended Complaint Filed:

July 16, 2009

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Case 2:08-cv-06019-PA-E Document 66-2 Filed 12/21/09 Page 2 of 2

1 The Court, having considered the parties' Stipulation to Dismiss this action in  
2 its entirety, and finding good cause therefore, hereby ORDERS that:

3           1. The Second Amended Complaint filed by Plaintiff L.A. PRINTEX  
4 INDUSTRIES, INC., is dismissed, in its entirety, against all parties, with prejudice,  
5 pursuant to FRCP 41(a)(1)(A)(ii); and

6       2. The Third-Party Complaint, and all claims for relief contained therein,  
7 by Defendant L. SCOTT APPAREL, INC. against Defendant PACESETTER  
8 FABRICS, LLC is dismissed, in its entirety, with prejudice, pursuant to FRCP  
9 41(a)(1)(A)(ii);

## **IT IS SO ORDERED.**

12 | Dated: December 23, 2009

Mike Allen

Hon. PERCY ANDERSON  
United States District Court